

Attorney Docket  
032301WN216



P A T E N T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:	)	<b>Confirmation No. 8953</b>
	)	
<b>Brigitte Bathe, et al.</b>	)	<b>Examiner: Kathleen Kerr</b>
	)	
App. No.: 09/942,935	)	<b>Group Art Unit: 1652</b>
	)	
Filed: August 31, 2001	)	

For: NUCLEOTIDE SEQUENCES CODING FOR THE sigM GENE

**AMENDMENT SUBMITTED WITH RCE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

A response to the Office Action dated July 1, 2004 was due by October 1, 2004. An Amendment under 37 C.F.R. § 1.116 was filed on September 22, 2004. In response, an Advisory Action dated September 29, 2004 was issued indicating that the September 22, 2004 Amendment would not be entered. Hence, Applicants file this Amendment along with a Request for Continued Examination (RCE). A Petition for Extension of Time (one month, large entity) is enclosed, extending the response due date to November 1, 2004. Please accept this Amendment and RCE as timely filed and fully responsive.

In response to the Office Action dated July 1, 2004, kindly amend the above-identified patent application as follows.

11/05/2004 GDUCKETT 00000012 024300 09942935  
01 FC:1202 108.00 DA